

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: Appl. No. : 10/766,688  
Applicant : Anand R. BAICHWAL  
Filed : January 27, 2004  
TC/A.U. : 1615  
Examiner : To Be Assigned  
For : **SUSTAINED RELEASE HETERODISPERSE  
HYDROGEL SYSTEMS-AMORPHOUS DRUGS**

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

MAIL STOP: MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

July 29, 2004

S i r:

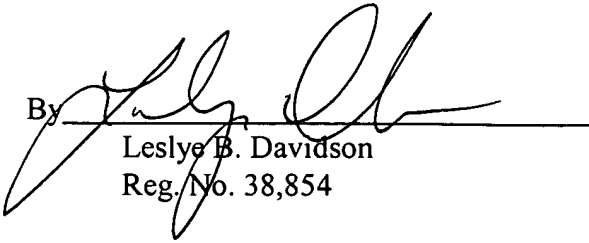
In response to the Notice to File Missing Parts of Nonprovisional Application dated June 21, 2004, a copy of which is enclosed, please find a check in the amount of \$990.00 covering the basic filing fee, additional claims fee, and late oath or declaration surcharge.

If any additional fees are deemed to be due at this time, the Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

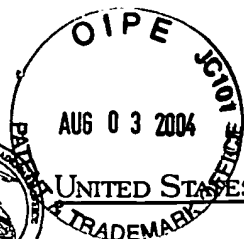
Respectfully submitted,

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

By

  
Leslye B. Davidson  
Reg. No. 38,854

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14th Floor  
New York, New York 10018  
(212) 736-1940



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,688	01/27/2004	Anand Baichwal	540.91195CP5

CONFIRMATION NO. 2079

23280  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 SEVENTH AVENUE, 14TH FLOOR  
 NEW YORK, NY 10018

## FORMALITIES LETTER



\*OC000000012997876\*

Date Mailed: 06/21/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

**RECEIVED**  
 JUN 25 2004

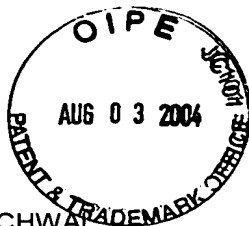
DAVIDSON, DAVIDSON &amp; KAPPEL

08/05/2004 AWONDAF1 00000007 10766688

01 FC:1001 770.00 OP  
 02 FC:1051 130.00 OP  
 03 FC:1202 90.00 OP

*A copy of this notice MUST be returned with the reply.*

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VA 22313-1450



Docket No.: 540.91195CP5  
Date: July 29, 2004

In re application of: Anand R. BAICHWAL

Serial No.: 10/766,688

Filed: January 27, 2004

For: **SUSTAINED RELEASE HETERODISPERSE HYDROGEL SYSTEMS-AMORPHOUS DRUGS**

Sir:

Transmitted herewith is a **Supplemental Preliminary Amendment** in the above-identified application.

☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.

☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.

☐ No fee for additional claims is required.

☒ A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	
FOR:	REMAINING	HIGHEST	
	AFTER	PREVIOUSLY	PRESENT
	AMENDMENT	PAID FOR	EXTRA
TOTAL CLAIMS	25 Minus	20 =	5
INDEP. CLAIMS	1 Minus	3 =	0
[ ] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTITY			LARGE ENTITY		
RATE	FEE	OR	RATE	FEE	
x \$ 9	\$		x \$ 18	\$ 90.00	
x \$ 42	\$		x \$ 86	\$ 0	
+ \$140	\$		+ \$280	\$	

TOTAL: \$ OR TOTAL: \$90.00

\* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☐ Also transmitted herewith are:

☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)

☒ Other: **-Response To Notice To File Missing Parts (1 page)**  
**-copy of Notice To File Missing Parts (1 page)**

☒ Check(s) in the amount of **\$990.00** is/are attached to cover:

☒ Filing fee for additional claims under 37 C.F.R. 1.16 (**\$90.00 additional claim fee**)

☐ Petition fee for extension under 37 C.F.R. 1.136

☒ Other: (**\$770.00 basic filing fee**); (**\$130.00 late fee**)

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.

☒ Any patent application processing fees under 37 C.F.R. 1.17.

☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Leslye B. Davidson, Reg. No. 38,854  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on  
July 29, 2004.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 